

To: Moore, Brian[briamoore@pa.gov];

Ex. 4 - CBI

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Cc: Conrad, Robert[roconrad@pa.gov]; Langer, Lynn[langer@pa.gov]

From: Tony Hartlaub

Sent: Wed 6/24/2015 2:51:27 PM

Subject: RE: Miller - District Mining Manager

Brian:

Miller Chemical would like to pursue the mining reclamation use for the diluted water in our storage tank. When you hear back from the District Mining Manager, please provide me with the proper contact information and we will pursue that option.

Thank you again for all of the DEP assistance.

Kind Regards

Tony

Tony Hartlaub

VP Finance

Miller Chemical & Fertilizer, LLC

717-632-8921

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From: Moore, Brian [mailto:briamoore@pa.gov]

Sent: Tuesday, June 23, 2015 4:06 PM

Ex. 4 - CBI

Cc: Conrad, Robert; Moore, Brian; Langer, Lynn

Subject: Miller - 6/23/15 Meeting Recap

All,

I want to answer a few questions that came up at this morning's meeting and then setup a future conference call. I have confirmed with our regional soil scientists that using the diluted water from the million gallon tank on mine sites would be acceptable and have reached out to the district mining manager to get that moving as an option for you if you wish to pursue it.

I have also spoken with our Wetlands and Waterways manager regarding the wetlands issue and he said that we would be looking for wetlands restoration not mitigation. In essence the Department is not expecting you to increase the size of the wetland or put new wetlands in a different location only remediate what is there. It's not as simple removing the contaminated soil and putting fill back in, it would require appropriate soils and a plan to ensure that the wetland will remain however we're not looking at the mitigation at a 2:1 ratio or anything like that.

I also confirmed that onsite solidification of the material from the frac tanks is allowable under our residual waste regulations if done on the concrete pad and not adding to onsite contamination. If using a 'virgin' product for bulking utilizing the existing Form U would be ok however if using a waste product for bulking, depending on the waste material, a TCLP may need to be done and a new Form U created for the new waste stream. If this is something you are looking to pursue please let me know and we can work through it with our Waste Management staff.

As indicated in today's meeting the Department is looking for a plan from Miller (and/or consultants) which would indicate how you would like to progress on limiting/preventing off site contamination and what methods you feel would be best suited to accomplish that. If you are looking to discharge or allow water to run off the site please propose limits you feel would be

acceptable as well as the reasoning for why you feel they are acceptable. We will then review the proposal and respond with comments. The timeframe I came away from the meeting for the plan was that Miller would receive it from Environ late Wednesday and then would forward it to the Department on Thursday AM. I would ask that we have the morning to review and then have a conference call to discuss Thursday afternoon around 1PM.

I will be out of the office from Thursday thru Monday but will be available by phone and will participate in scheduled conference calls. I have been told that I will still be coordinating the Departments response, at least until we get a workable plan agreed upon by all parties and it is in place and working.

Please feel free to reach out to me if you have any additional questions and once I get the mining information I will pass it along. If for some reason the proposal is going to be delayed please let myself or Bob Conrad know so that we can reschedule our staff appropriately.

Thanks for your time.

Brian

Brian L. Moore | Manager

Emergency Response Program

Department of Environmental Protection

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The 24-hour toll free Emergency Response number for the SCRO is: 866-825-0208

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